



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:

January 6, 1994

Mr. Stephen M. Samuels  
Samuels and Northrop Co., LPA  
Attorneys at Law  
Suite 816  
180 East Broad Street  
Columbus, OH 43215

Re: Marion Steel Company, Marion, OH  
Docket No. TSCA-V-C-87-93.

Dear Mr. Samuels:

Thank you for meeting with John Love and me yesterday in an informal settlement conference for this civil administrative action. At this time, John and I are reviewing your client's original Annual Documents and revised Annual Documents to determine their compliance with TSCA and the PCB regulations. It is my hope that we will complete our review, reach a determination, and contact you, by the end of next week.

Enclosed, please find a copy of our Policy on the Use of Supplemental Enforcement Projects in EPA Settlements. I would like to encourage you to review it carefully and to seriously consider Supplemental Enforcement Projects to reduce the adjusted civil penalty amount in this action.

If you have any questions, please contact me at telephone number (312) 886-6729.

Sincerely,

A handwritten signature in dark ink, appearing to read "J. Trevino", written over a circular stamp or mark.

Jeffery M. Trevino

Enclosure

Telecon w/ Marvyn Steel  
Jan 5, 1994

Jeff Trevino - ORC

John Love - ESD

Stephen Samuels - Marvyn Steel

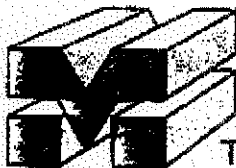
There was no feed back from the 1989 inspection, the resulting complaint and CAFO.

Marvyn contends that annual documents are in fact prepared but are kept on an individual item basis rather than in summary form. Marvyn contends that all information in the reconstructed annual documents is the same informative that existed when the inspection was conducted.

Regard count I, Marvyn contends the combustible item was a wood pallet not a cardboard box.

Marvyn contends that they were not trying to hide their PCB waste handling activities from EPA and that Marvyn submitted EPA Form 7710-53 on June 14, 1993.

John Love

614-383-4011  
FAX: 614-383-6429

THE MARION STEEL COMPANY 912 CHENEY AVENUE MARION, OHIO 43302

July 7, 1993

Ms. Charlotte Hammar  
Division of Emergency and Remedial Response  
Ohio Environmental Protection Agency  
P. O. Box 1049  
1800 WaterMark Drive  
Columbus, Ohio 43266-0149

Re: Follow up sampling from previous PCB Fluid  
Spill in the Plant Main Substation

Dear Mrs. Hammar:

We apologize for the misunderstanding which took place involving the post sampling of the July 1989 remediation project. As discussed in our December meeting, we were under the impression from EPA inspector Kelly Sherman that our results were satisfactory to the E.P.A.

Additionally, in January 1993 we re-initiated a complete sampling plan and discovered a presence of PCB contamination in the area below the capacitor bank greater than 25 ppm. Another remediation plan was implemented on June 24 of 1993 by Cousins Environmental Services. We believe that this clean up effort rendered the affected area completely free from PCB contamination.

Please find the enclosed amended Clean up Document and attached Cousins report involving this incident.

Please don't hesitate to call if you have any question or concerns about this information or if you wish to schedule a follow up visit to resample the area in question.

Sincerely,

  
Scott D. Conway  
Plant Manager